

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JOSEPH OQUENDO,

Plaintiff,

-against-

**DECLARATION OF AIMEE  
K. LULICH**

CITY OF NEW YORK, NEW YORK CITY POLICE  
DEPARTMENT, former Commissioner RAYMOND W.  
KELLY, former Commissioner WILLIAM J. BRATTON,  
commissioner JAMES P. O'NEILL, legal Bureau Director  
JONATHAN DAVID, Former Investigator THOMAS  
SCOLLAN, and "JOHN DOES #1-3" and JANE DOES #  
1-3," said names being fictitious, but intended to designate  
certain unknown employees of the City of New York  
Police Department,

19-CV-6352 (BMC)

Defendants.  
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**AIMEE K. LULICH**, declares pursuant to 28 U.S.C. § 1746, under penalty of  
perjury, that the following is true and correct:

1. I am an Assistant Corporation Counsel in the office of James E. Johnson,  
Corporation Counsel of the City of New York, attorney for defendants City of New York  
("City"), New York City Police Department ("NYPD"), former NYPD Commissioners Raymond  
Kelly, William Bratton, and James O'Neill, former NYPD Deputy Inspector Thomas Scollan,  
and NYPD License Division Director Jonathan David. As such, I am familiar with the facts  
stated below and submit this declaration to place on the record the relevant documents in support  
of defendant Thomas Scollan's motion pursuant to Rule 12(b)(6) of the Federal Rules of Civil  
Procedure.

2. Attached as Exhibit A is the Decision and Order of the Honorable Lucy  
Billings in New York County Supreme Court Index No. 100529/2015, dated December 12,  
2016, which is quoted in the Complaint;

3. Attached as Exhibit B is the NYPD License Division's Appeal Determination regarding plaintiff's application for a "retired police officer" handgun license, in which plaintiff is offered a carry business license, and which is relied upon in the Complaint.

Dated: New York, New York  
March 1, 2020

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Aimee K. Lulich  
Senior Counsel

19-CV-6352 (BMC)

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

JOSEPH OQUENDO,

Plaintiff,

-against-

CITY OF NEW YORK, NEW YORK CITY POLICE DEPARTMENT,  
former Commissioner RAYMOND W. KELLY, former Commissioner  
WILLIAM J. BRATTON, commissioner JAMES P. O'NEILL, legal  
Bureau Director JONATHAN DAVID, Former Investigator THOMAS  
SCOLLAN, and "JOHN DOES #1-3" and JANE DOES # 1-3," said  
names being fictitious, but intended to designate certain unknown  
employees of the City of New York Police Department,

Defendants.

**DECLARATION OF AIMEE K. LULICH**

**JAMES E. JOHNSON**

*Corporation Counsel of the City of New York  
Attorney for Defendants City of New York, Raymond  
Kelly, William Bratton, James O'Neill, Thomas  
Scollan and Jonathan David  
100 Church Street Room 5-318  
New York, N.Y. 10007*

*Of Counsel: Aimee Lulich  
Tel: (212) 356-2369  
Matter No.: 2019-060084*

*Due and timely service is hereby admitted.*

*New York, N.Y. ...., 2019.....*

*....., Esq.*

*Attorney for .....*

